



SINGLE BENCH

(2) (4)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (CG)

WRIT PETITION (S) NO. 230 /2007

WRIT PETITION UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA.

PETITIONER

Harsit Sarkar (D.ED.) aged about 48 years, son of Shri Mahadeo Sarkar, Assistant Teacher, Government Tribal Primary School – Kerakona, Gram Panchayat Amlitikra, Tah. Dharamjaigarh, Distt. Raigarh (CG)

P.R. No. 112/07
Presented by Shri. D.K. Kumhar
dated 31/1/07

VERSUS

RESPONDENTS

1. State of Chhattisgarh, through
– Secretary, Department of Tribal Welfare, Dau Kalyan Singh Bhawan, Raipur (C.G.)
2. Assistant Commissioner, Deptt of Tribal Welfare, Raigarh (C.G.)
3. Block Education officer, Vikas Khand Dharamjaigarh, Distt. Raigarh (CG)

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31/1/07
TO A. G. BILASPUR

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.(s) no 221/07 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>18.1.2007</u> Mr. Ajay Shrivastava and A.N. Bhakta, Advocates for the petitioners. Mr. Satish Gupta, Deputy Government Advocate for the respondents/State. With the consent of learned counsel for the parties, the matters are heard finally and disposed of. Common order dictated in W.P. (s) No. 221 of 2007 in open Court, passed separately. A copy of this order be placed on the record of the connected writ petitions.	Sd/- Satish K.Agnihotri Judge

Bablu

P.T.O.

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S.) No. 221 OF 2007

Petitioner : Jhala Ram Kurre
versus
Respondents : The State of Chhattisgarh and another

WRIT PETITION (S.) No. 222 OF 2007

Petitioner : Punit Ram Banjare
versus
Respondents : The State of Chhattisgarh and another

WRIT PETITION (S.) No. 223 OF 2007

Petitioner : Udho Ram Dahare
versus
Respondents : The State of Chhattisgarh and another

WRIT PETITION (S.) No. 228 OF 2007

Petitioner : Kailashpati Nayak
versus
Respondents : The State of Chhattisgarh and others

WRIT PETITION (S.) No. 229 OF 2007

Petitioner : Rajkumar Patel
versus
Respondents : State of Chhattisgarh and another

WRIT PETITION (S.) No. 230 OF 2007

Petitioner : Harsit Sarkar
versus
Respondents : The State of Chhattisgarh and another

WRIT PETITION (S.) No. 231 OF 2007

Petitioner : Smt. Sangita Narang
versus
Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) No. 232 OF 2007

Petitioner : Krishna Ram Patel

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) No. 233 OF 2007

Petitioner : Goverdhan Yadav

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) No. 234 OF 2007

Petitioner : Michael Tirkey @ Mikhile Tirkey

Versus

Respondents : State of Chhattisgarh and others

And

WRIT PETITION (S.) No. 235 OF 2007

Petitioner : Smt. Prabha Sharma

Versus

Respondents : State of Chhattisgarh and another

Present : Mr. Ajay Shrivastava and Mr. A.N. Bhakta, Advocates for
the petitioners.

Mr. Satish Gupta, Deputy Government Advocate for the
State/respondents.

ORDER

(Passed on this 18th Day of January, 2007)

Learned counsel appearing for the petitioners as well as for the
State/respondents jointly submit that the facts and question of law
involved in the present batch of writ petitions are squarely covered by

the decision of this Court in the case of *Yashwant Kumar Bharadwaj vs. Municipal Corporation, Durg and another*¹.

2. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma vs. The State Govt. of Chhattisgarh and another*) and other connected matters, decided by this Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been changed and renamed as Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma vs. The State Govt. of Chhattisgarh and another*) (Supra).

3. For the aforementioned reasons, the writ petitions are disposed of in terms of the decision of this Court in the matter of *Yashwant Kumar Bharadwaj* (Supra), subject to verification of the fact as to whether the petitioners have acquired B.Ed./B.T.I./D.Ed. Certificates at their own expenses as per the circulars dated 24-12-1998 and 1-3-1999 and further whether they have been paid two advance increments or not. No order as to costs.

4. A copy of this order be placed on the record of the connected writ petitions.

Sd/-
Satish K. Agnihotri
Judge

1 2006 (II) MPJR-CG 96